IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and
THE HON'BLE MR JUSTICE GHULAM MOHAMMED

WRIT APPEAL NO : 299 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 02/12/2004 in WP NO : 17020 OF 2004 on the file of the High Court.)

Between:

1 The Director of Adult Education, Andhra Pradesh, Hyderabad.
2 The Chairman, Zilla Saksharatha Samithi & District Collector, Guntur District.
3 The Deputy Director (AE)/Joint Secretary, Zilla Saksharatha Samithi, Guntur.

..... APPELLANTS

AND

B. Ellaiah, s/o. B. Yellaiah,
R/o. 2/6, Brodipet, Guntur District.

.....RESPONDENT

Counsel for the Appellants: GP FOR HIGHER EDUCATION & GP FOR SCHOOL EDUCATION

Counsel for the Respondent: MR.NARESH BYRAPANENI

The Court made the following:

JUDGMENT**: (per Sri Justice J.Chelameswar)**

The appellants, who are the respondents in the writ petition, being aggrieved by an order, dated 02.12.2004, passed by a learned single judge in W.P.No.17020 of 2004, preferred the present writ appeal.

For adjudication of the present appeal, it may not be necessary to go into the details of the writ petition. In the order under appeal, the learned single judge only directed the appellants to consider the representation made by the respondent-writ petitioner and pass appropriate orders in accordance with law and more particularly, with reference to G.O.Ms.No.38, Finance & Planning (FW.PC.3.111) Department, dated 26.02.1999.

We are unable to understand as to what is the grievance of the appellants in complying with the order passed by the learned single judge. Nothing prevents the appellants from considering the representation of the respondent and passing appropriate orders in accordance with law. Even if the appellants dispute some of the facts stated by the respondents in the writ petition, then also nothing prevents the respondents from taking a decision on the basis of such facts, which are available on record.

For the foregoing reasons, we find no merit in the present appeal and the same is accordingly dismissed. No order as to costs.

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J. CHELAMESWAR , J

28.02.2005

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_____ ***GHULAM MOHAMMED, J***

To

1 The Director of Adult Education, Andhra Pradesh, Hyderabad.
2 The Chairman, Zilla Saksharatha Samithi & District Collector, Guntur District.
3 The Deputy Director (AE)/Joint Secretary, Zilla Saksharatha

Samithi, Guntur.

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Buildings, Hyderabad. (OUT)

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